THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.4739 of 2007

Dated:12.03.2007

Between:
Siriginedi Nandi Srinivas

… Petitioner

AND

The Mandal Revenue Officer and another.

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.4739 of 2007

ORDER:

The petitioner is a resident of Kokkirapalli Village of Elamanchili Mandal in Visakhapatnam District. It is his case that he occupied land admeasuring Acs.5.00 in Survey No.98 situated in the said Village with the permission of the Gram Panchayat. However, the first respondent herein, namely, the Mandal Revenue Officer, Elamanchili, booked memos on 21.12.1996 under the Andhra Pradesh Land Encroachment Act, 1905. Subsequently, by proceedings in D.R.No.2/99/H.C, dated 31.03.1999, the Mandal Revenue Officer assigned land admeasuring Acs.4.94 cents in Survey Nos.509/1 and 509/3 of the said Village. The respondents also issued pattadar pass books and title deeds. He further alleges that when the Mandal Revenue Officer tried to interfere with his possession with a view to evict him, he issued a legal notice dated 02.03.2007 informing about the assignment. In spite of the same, there is a threat of dispossession. Therefore, he filed the present Writ Petition seeking a direction to the respondents not to interfere with the possession.

The matter was called during the early hours of the day. As the learned Counsel for the petitioner was absent, it was passed over. When the matter was again called after lunch recess, none appeared for the petitioner and the learned Counsel for the petitioner is absent. Be that as it is, after getting instructions, the learned Assistant Government Pleader for Revenue (General-A) submits that the Writ Petition is filed on a mere apprehension and there is no interference as of now by the respondents. He also submits that the petitioner has violated the terms and conditions of assignment, and therefore, necessary action will be taken in

accordance with the provisions of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977, or Board Standing Orders. The same is recorded.

As the Writ Petition is filed on a mere apprehension, the same is dismissed recording the submission of the learned Assistant Government Pleader. No costs.

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(**V.V.S.RAO, J**)

12.03.2007
vs